



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

July 05, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

41 July 5, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT
EATON WASH – CHANNEL IMPROVEMENTS AND
EATON WASH DAM AND RESERVOIR – HEADWORKS REHABILITATION
IN THE CITY OF PASADENA
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to award a public works construction contract for Eaton Wash – Channel Improvements and Eaton Wash Dam and Reservoir – Headworks Rehabilitation, and authorize the Chief Engineer or her designee to execute a contract for work in the City of Pasadena.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

Award and authorize the Chief Engineer or her designee to prepare the construction contract in the form previously approved by County Counsel, execute the contract, and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance filed by the contractor for Project ID No. FCC0001106 – Eaton Wash – Channel Improvements and Eaton Wash Dam and Reservoir – Headworks Rehabilitation, to remove existing outlet tower gate house; construct debris racks, a modified outlet, a hydraulic power system with shelter building, and a control system; rehabilitate the flood control gate valves and channel improvements; in the City of Pasadena, to Mehta Mechanical Company, Inc., in the amount of \$1,981,170.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain approval from your Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to award this construction contract and authorize the Chief Engineer or her designee to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Materials Bonds and insurance filed by the contractor for this project.

On April 5, 2011, Agenda Item 29, your Board approved the project, adopted the plans and specifications, called for bids to be received on May 17, 2011, and instructed the Executive Officer of the Board of Supervisors to advertise the project.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended construction contract is necessary to execute a Board-directed and approved LACFCD project in support of operational missions. Your Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and will enhance the quality of life in the affected city.

FISCAL IMPACT/FINANCING

This action will have no impact to the County General Fund.

The construction cost of \$1,981,170 is included in the Recommended Fiscal Year 2011-12 Flood Control District Budget.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and your Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' (County) Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law

(Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the LACFCD to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the LACFCD to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the LACFCD to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the LACFCD, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On April 5, 2011, Agenda Item 29, your Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids.

Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This construction contract will result in improved public works infrastructure in the community where the work is scheduled.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:JTS:ss

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Office of Affirmative Action Compliance

AWARD OF CONTRACT
July 5, 2011

PROJECT ID NO. FCC0001106 – EATON WASH – CHANNEL IMPROVEMENTS AND EATON WASH DAM AND RESERVOIR – HEADWORKS REHABILITATION (in the City of Pasadena), Supervisorial District 5

TYPE OF WORK: The dam outlet works rehabilitation portion of the proposed project involves the removal of the existing outlet tower gate house. Construction of debris racks, a modified outlet, a hydraulic power system with shelter building, and a control system; rehabilitation of the flood control gate valves; and channel improvements.

CALL FOR BIDS DATE: April 5, 2011 (Agenda Item 29)

BID OPENING DATE: May 17, 2011

BID SUMMARY:

Successful Bidder

Low	Mehta Mechanical Company, Inc. 5901 Fresca Drive La Palma, California 90623 (714) 521-2022	\$1,981,170.00
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2	J. F. Shea Construction, Inc.	\$2,241,161.00
3	+ PPC Construction, Inc.	\$2,451,601.00
4	Griffith Company	\$2,496,690.00
5	+ G. B. Cooke, Inc.	\$2,504,234.05
6	KEC Engineering	\$2,684,316.50
7	Earl Corporation	\$3,006,857.07

+LSBE

FINANCIAL INFORMATION:

Amount of estimate	\$1,750,010.00
Amount of recommended contract	\$1,981,170.00
Amount of recommended contract above estimate	\$ 231,160.00

The amount of the recommended contract is 13 percent above the estimate.

On April 5, 2011, your Board delegated to the Director of Public Works the authority to award the contract to the apparent responsible contractor with the lowest responsive bid. The estimated construction cost was in the range of \$1,400,000 to \$1,900,000. However, the lowest bid exceeded the authorized amount by \$231,160. While the bid is higher than the estimate, the bids received are very competitive, and we do not believe re-advertising the project will result in lower bids. We recommend award of the project to Mehta Mechanical Company, Inc., in the amount of \$1,981,170.

Funding for this project is included in the Fiscal Year 2011-12 Flood Control District Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Mehta Mechanical Company, Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

On April 5, 2011, Agenda Item 29, your Board found this project categorically exempt.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 95 working days. It is estimated the work will start in August 2011 and be completed in July 2012.

AMF:ss